



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB3716

Introduced 2/25/2009, by Rep. Ed Sullivan, Jr.

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2605/2605-580

Amends the Department of State Police Law of the Civil Administrative Code of Illinois. In a Section concerning the creation and operation of a Cyber Gang Unit (instead of Internet Gang Crime Units), allocates moneys to the Lake County Metropolitan Enforcement Group (instead of to the Cook County Sheriff's Office, the City of Danville Police Department, and the Village of Round Lake Heights Police Department). Provides that the Cyber Gang Unit Pilot Program terminates on July 1, 2012 (instead of 2010). Imposes conditions on any rulemaking authority. Effective immediately.

LRB096 11365 RLJ 21824 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Department of State Police Law of the Civil  
5 Administrative Code of Illinois is amended by changing Section  
6 2605-580 as follows:

7 (20 ILCS 2605/2605-580)

8 Sec. 2605-580. Pilot program; Cyber Gang Unit ~~Internet Gang~~  
9 ~~Crime Units.~~

10 (a) The Department of State Police shall establish a pilot  
11 program from all moneys available under which a Cyber Gang Unit  
12 ~~Internet Gang Crime Units~~ shall be created in the Lake County  
13 Metropolitan Enforcement Group. ~~Cook County Sheriff's Office,~~  
14 ~~the City of Danville Police Department, and the Village of~~  
15 ~~Round Lake Heights Police Department. Under the pilot program~~  
16 ~~for the operation of Internet Gang Crime Units, 40% shall be~~  
17 ~~allocated to the Cook County Sheriff's Office, 30% shall be~~  
18 ~~allocated to the City of Danville Police Department, and 30%~~  
19 ~~shall be allocated to the Village of Round Lake Heights Police~~  
20 ~~Department.~~

21 (b) Under the pilot program, the Cyber Gang Unit ~~Internet~~  
22 ~~Gang Crime Units~~ shall investigate criminal activities of  
23 organized gangs that involve the use of the Internet. For the

1 duration of the pilot program and in accordance with protocols  
2 for inter-jurisdictional cooperation established by the  
3 Department of State Police, peace officers in the Cyber Gang  
4 ~~each Internet Gang Crime~~ Unit shall, notwithstanding any other  
5 provision of law, have extra-jurisdictional authority to  
6 conduct investigations and make arrests anywhere in the State  
7 of Illinois regarding criminal activities of organized gangs  
8 that involve the use of the Internet.

9 (c) Notwithstanding any other provision of law, if any  
10 criminal statute of this State authorizes the distribution of  
11 all or a portion of the proceeds realized from property seized  
12 or forfeited under that statute to participating law  
13 enforcement agencies or the delivery of property forfeited and  
14 seized under that statute to participating law enforcement  
15 agencies, a law enforcement agency in which a Cyber Gang ~~an~~  
16 ~~Internet Gang Crime~~ Unit has been created is eligible to  
17 receive such a distribution or delivery if that law enforcement  
18 agency participated through its Internet Gang Crime Unit,  
19 regardless of the jurisdiction in which the seizure or  
20 forfeiture occurs.

21 (d) The Lake County Metropolitan Enforcement Group ~~Cook~~  
22 ~~County Sheriff's Office, the City of Danville Police~~  
23 ~~Department, and the Village of Round Lake Heights Police~~  
24 ~~Department~~ shall report to the Department of State Police on a  
25 quarterly basis on the activities of the Cyber Gang Unit ~~their~~  
26 ~~Internet Gang Crime Units~~ in accordance with reporting

1 guidelines established by the Department of State Police. The  
2 Department of State Police shall file a consolidated report on  
3 a quarterly basis with the General Assembly and the Governor.  
4 The Department's consolidated report may also contain any  
5 evaluations or recommendations that the Department deems  
6 appropriate.

7 (e) The pilot program shall terminate on July 1, 2012 ~~2010~~.

8 (f) As used in this Section, "organized gang" has the  
9 meaning ascribed to it in Section 10 of the Illinois Streetgang  
10 Terrorism Omnibus Prevention Act.

11 (g) Rulemaking authority to implement this amendatory Act  
12 of the 96th General Assembly, if any, is conditioned on the  
13 rules being adopted in accordance with all provisions of the  
14 Illinois Administrative Procedure Act and all rules and  
15 procedures of the Joint Committee on Administrative Rules; any  
16 purported rule not so adopted, for whatever reason, is  
17 unauthorized.

18 (Source: P.A. 95-423, eff. 8-24-07.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law.